

**SIKKIM**



**GOVERNMENT**

**GAZETTE**

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**Tuesday 17<sup>th</sup> April, 2018**

**No. 174**

**GOVERNMENT OF SIKKIM  
MOTOR VEHICLES DIVISION, TRANSPORT DEPARTMENT  
YATAYAT BHAWAN, GANGTOK: 737101**

**No. GOS/MVD/T/2009-10/Adm/86/01**

**Dated: 06/04/2018**

**NOTIFICATION**

**Supplementary Reciprocal Transport Agreement 2017 between the State of West Bengal and Sikkim.**

Whereas, Reciprocal Transport agreement was executed between the State of West Bengal and Sikkim in 2007 in accordance with Sub-sections (5) & (6) of Section 88 of the Motor Vehicles Act, 1988 and the same was published vide Notification No. 67/MV/T dated 09.04.2007; the said Notification having been published in the Gangtok Gazette Extraordinary on 04.05.2007;

And whereas, both the States have felt and expressed necessity to review the same for better regulation, control and co-ordination of movement of transport vehicles in inter-state routes;

And whereas, a number of discussions have been held between the senior officials of Transport Departments of both the States and both the State Governments have agreed to frame a Supplementary Reciprocal Transport Agreement by modifying and/or supplementing some of the terms and conditions of the Reciprocal Transport Agreement, 2007 in a symmetric re-arrangement of mutual interests of transporters of both sides;

And whereas, a draft Supplementary Reciprocal Transport Agreement between the State of Sikkim and West Bengal was published in accordance with Section 88(5) of the Motor Vehicles Act, 1988 vide Notification no. GOS/MVD/T/2009-10/Adm/86/56, dated. 22<sup>nd</sup> June, 2017; ‘

And whereas, the said draft notification was published in Sikkim in the Government Gazette Extraordinary on June 22<sup>nd</sup>, 2017 inviting suggestions/objections/ representations within thirty days from the date of publication;

And whereas, feedback received from stakeholders and general public has been considered;



Now, therefore, the Governor is pleased hereby to finally publish the Supplementary Reciprocal Transport Agreement between the State of West Bengal and Sikkim in accordance with Section 88(6) of the Motor Vehicles Act, 1988.

This Supplementary Reciprocal Transport Agreement shall come into force with effect from the date on which the same is published in the Official Gazette. This Supplementary Agreement shall be reviewed after one year by both the States together and may continue thereafter with or without modification subject to agreement by both States on assessment of satisfactory implementation of mutually agreed terms and conditions and further feedback, if any.

### **Terms and Conditions of the Supplementary Reciprocal Transport Agreement**

#### **(I) CONTRACT CARRIAGE PERMIT:-**

Clause B (2) of the Reciprocal Transport Agreement, 2007 shall be replaced by the following clauses:-

- (a) Each of the States will grant 2500 numbers of permanent contract carriage permits (for maxi cabs and motor cabs) to be issued by respective State Transport Authorities.
- (b) The permits shall be issued and countersigned by the State Transport Authorities of both the States instead of individual district RTOs.
- (c) Permits are to be issued for Five years. However, reciprocating STA will grant countersignature annually on production of valid Permit, Certificate of Fitness, Insurance, PUC Certificate etc by the permit holder as well as subject to annual systemic review.
- (d) West Bengal vehicles will be permitted to ply up to three places in Sikkim, i.e. the towns of Gangtok (including Pakyong Airport), Namchi and Pelling; and similarly Sikkim vehicles will be permitted to ply up to three places in West Bengal, i.e. the towns of Darjeeling, Kalimpong and Siliguri (including Bagdogra Airport).

#### **(II) SPECIAL PERMIT:-**

Clause B (3) (a) of the Reciprocal Transport Agreement, 2007 will be replaced by following clause:-

- (a) No special permits shall be issued for regular use by either of the State Transport Authorities except in circumstances of sudden and urgent necessities of marriage, medical treatment for sick persons, pilgrimages, funerals, seasonal businesses etc. under section 88(8) of the Motor Vehicles Act, 1988 for a period not exceeding 15 days at a stretch to ply between entire State of Sikkim and West Bengal for single up and single down journeys only. For entering restricted areas of Sikkim, West Bengal vehicles shall have to obtain separate permission.

#### **(III) STAGE CARRIAGE PERMIT:-**

- (a) Following new routes are introduced between the two States with number of permits shown against each:

Sl No.	Route	Quota of permit for West Bengal	Quota of permit for Sikkim
1	Alipurduar to Gangtok	2	2
2	Siliguri to Namchi	3	3
3	Siliguri to Gyalshing	3	3
4	Siliguri to Mangan	3	3
5	Coochbehar to Gangtok	2	2

- (b) Strength of permits is enhanced in existing Siliguri-Gangtok route by 5(five) for each of the State of West Bengal and Sikkim.

**(IV) GOODS CARRIAGE PERMIT:-**

Clause A of the Reciprocal Transport Agreement, 2007 will be replaced by following clauses:-

- West Bengal will grant 600 goods carriage permits with authorization to ply in entire Sikkim, though for restricted areas separate permission has to be obtained.
- Sikkim will grant 600 permits up to Darjeeling, 100 permits up to Jalpaiguri and 300 permits in rest of West Bengal.
- 15% enhancement in number of permits for oil tankers is made for both the States.
- All the permits shall be issued and countersigned only by the State Transport Authorities of the respective States.

All other terms and conditions of the Reciprocal Transport Agreement, 2007 will remain the same, mutatis mutandis, and subject to annual review.

**By order of the Governor**

**S.B.S. Bhadauria, IFS**  
Principal Secretary  
Transport Department  
Government of Sikkim

**N.S. Nigam, IAS**  
Secretary  
Transport Department  
Government of West Bengal